



Robert Greene Sterne  
Edward J. Kessler  
Jorge A. Goldstein  
David K.S. Cornwell  
Robert W. Esmond  
Tracy-Gene G. Durkin  
Michele A. Cimbala  
Michael B. Ray  
Robert E. Sokohl  
Eric K. Steffe  
Michael Q. Lee  
Steven R. Ludwig  
John M. Covert  
Linda E. Alcorn  
Robert C. Millionig  
Donald J. Featherstone  
Timothy J. Shea, Jr  
Michael V. Messinger  
Judith U. Kim

Patrick E. Garrett  
Jeffrey T. Helvey  
Heidi L. Kraus  
Eldora L. Ellison  
Thomas C. Fiala  
Albert L. Ferro  
Donald R. Banowitz  
Peter A. Jackman  
Jeffrey S. Weaver  
Kendrick P. Patterson  
Vincent L. Capuano  
Brian J. Del Buono  
Virgil Lee Beaton  
Theodore A. Wood  
Elizabeth J. Haanes  
Joseph S. Ostroff  
Frank R. Cottingham  
Rae Lynn P. Guest  
Daniel A. Klein

Jason D. Eisenberg  
Michael D. Specht  
Andrea J. Kamage  
Tracy L. Muller  
Jon E. Wright  
LuAnne M. DeSantis  
Ann E. Summerfield  
Aric W. Ledford  
Helene C. Carlson  
Cynthia M. Bouchez  
Timothy A. Doyle  
Gaby L. Longworth  
Lori A. Gordon  
Nicole D. Dretar  
Ted J. Ebersole  
Laura A. Vogel  
Michael J. Mancuso  
Bryan S. Wade  
Aaron L. Schwartz

Shannon A. Carroll\*  
Wesley W. Jones\*  
Matthew E. Kelley\*  
Michelle K. Holoubek\*  
Marsha A. Rose\*

**Registered Patent Agents\***  
Karen R. Markowicz  
Nancy J. Leith  
Matthew J. Dowd  
Katrina Yujian Pei Quach  
Bryan L. Skelton  
Robert A. Schwartzman  
Teresa A. Colella  
Victoria S. Rutherford  
Simon J. Elliott  
Julie A. Heider  
Mita Mukherjee

Scott M. Woodhouse  
Christopher J. Walsh  
Liliana Di Nola-Baron  
Peter A. Socarras  
Jeffrey Mills

**Of Counsel**  
Kenneth C. Bass III  
Marvin C. Guthrie

\*Admitted only in Maryland  
\*Admitted only in Virginia  
\*Practice Limited to  
Federal Agencies

AF 1644  
JW  
F

November 14, 2005

**WRITER'S DIRECT NUMBER:**  
(202) 772-8625  
**INTERNET ADDRESS:**  
ESTEFFE@SKGF.COM

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**Mail Stop AF**  
**Examiner: Schwadron, Ronald B.**  
**Art Unit 1644**  
**Confirmation No. 8697**

Re: U.S. Utility Patent Application  
Application No. 09/458,298; Filed: December 10, 1999  
For: **Inducing Cellular Immune Responses to MAGE 2/3 Using Peptide  
and Nucleic Acid Compositions**  
Inventors: **FIKES et al.**  
Our Ref: 2060.0130000/HCC/J-H

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Assertion of Small Entity Status under 37 C.F.R. § 1.27(c);
2. Executed Declaration for Patent Application;
3. Petition for Extension of Time Under 47 C.F.R. § 1.136(a) - FY 2005;
4. Notice of Appeal;
5. Amendment and Reply Under 37 C.F.R. § 1.116; and
6. PTO-2038 Credit Card Payment Form in the amount of \$760.00 to cover:  
\$510.00 for a three-month extension of time for small entity; and  
\$250.00 for the Notice of Appeal; and
7. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents  
November 14, 2005  
Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Eric K. Steffe  
Attorney for Applicants  
Registration No. 36,688

EKS/J-H/awt  
Enclosures

464941\_1.DOC



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

FIKES *et al.*

Appln. No.: 09/458,298

Filed: December 10, 1999

For: **Inducing Cellular Immune  
Responses to MAGE 2/3 Using  
Peptide and Nucleic Acid  
Compositions**

Confirmation No.: 8697

Art Unit: 1644

Examiner: Schwadron, Ronald B.

Atty. Docket: 2060.0130000/HCC/J-H

**Assertion of Small Entity Status under 37 C.F.R. § 1.27(c)**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

This application is entitled to small entity status and the same is respectfully asserted.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Eric K. Steffe  
Attorney for Applicants  
Registration No. 36,688

Date: November 14, 2005

1100 New York Avenue, N.W.  
Washington, D.C. 20005-3934  
(202) 371-2600